

Shemwell Gregory &amp; Courtney LLP

4880 Stevens Creek Boulevard  
Suite 201  
San Jose, California 95129  
Phone: 408 236-6640  
Fax: 408 236 6641  
www.sgcpcattlaw.com

Intellectual Property Attorneys

**Fax****RECEIVED**  
**CENTRAL FAX CENTER****DEC 29 2003****To: ATTN: Examiner David Lugo**  
  
USPTO  
Art Unit 2634**From: Barbara Courtney**Shemwell Gregory & Courtney LLP  
Phone: 408-236-6647  
Fax: 408-236-6641**OFFICIAL****Fax:** (703) 872-9306**Pages:** 35 including cover**Phone:** (703) 305-0954**Date:** December 23, 2003**Re:** Application Serial No. 09/551,802  
Atty Docket No. S1RF.P219.US.U1**CC:**☒ Urgent ☒ For Review ☒ Please Comment ☒ Please Acknowledge

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING FILED VIA  
TELEFACSIMILE TO THE UNITED STATES PATENT AND TRADEMARK OFFICE, ART  
UNIT 2634 AT (703) 872-9306 ON:

**Date:** December 23, 2003**By:** *R. Gregory, Jr.*

Richard L. Gregory, Jr., Reg. No. 42,607

Please deliver to Examiner David Lugo. This is a retransmission per your request.

**Confidentiality Note**

This facsimile transmission contains information which is confidential. If you are not the intended recipient named on this cover page, be aware that any disclosure, copying, distribution or use of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original documents at no cost to you.

Shemwell Gregory &amp; Courtney LLP

4880 Stevens Creek Boulevard Phone: 408 238-6640  
Suite 201 Fax: 408 238 6641  
San Jose, California 95129 www.sgcpatentlaw.com

Intellectual Property Attorneys

**Fax**To: **ATTN: Examiner David B. Lugo**From: **Barbara Courtney**USPTO  
Art Unit 2634

Shemwell Gregory &amp; Courtney LLP

Phone: 408-236-6647

Fax: 408-236-6641

Fax: (703) 872-9306

Pages: 34 including cover

Phone: (703) 305-0954

Date: December 1, 2003

Re: **Application Serial No. 09/551,802**  
**Atty Docket No. S1RF.P219.US.U1**

CC:

☒ Urgent☒ For Review☒ Please Comment☒ Please Acknowledge

I hereby certify that this correspondence is being facsimile transmitted to the  
Commissioner of Patents and Trademarks on December 1, 2003 at 703-872-9306  
by:

Barbara B. Courtney

(Name of person transmitting correspondence)

1. Amendment and Response to Office Action;
2. Terminal Disclaimer;
3. Certification of facsimile transmission;
4. Fee transmittal (in duplicate); and
5. Authorization to charge deposit account.

Confidentiality Note

This facsimile transmission contains information which is confidential. If you are not the intended recipient named on this cover page, be aware that any disclosure, copying, distribution or use of this faxed information is prohibited. If you have received this facsimile in error, please notify us by telephone immediately so that we can arrange for the retrieval of the original documents at no cost to you.

PTO/SB/17 (10-03)

Approved for use through 07/31/2008. OMB 0861-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27.

TOTAL AMOUNT OF PAYMENT (\$ 110.00)

## Complete if Known

Application Number	09/551,802
Filing Date	April 18, 2000
First Named Inventor	Paul A. Underbrink
Examiner Name	David B. Lugo
Art Unit	2634
Attorney Docket No.	SIRF.P219.US.U1

## METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None
☒ Deposit Account:

Deposit Account Number 501914

Deposit Account Name Shemwell Gregory &amp; Courtney

The Director is authorized to: (check all that apply)

☒ Charge fee(s) indicated below ☐ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 180	2005 80	Provisional filing fee	

SUBTOTAL (1) (\$)

## 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent	-20** =	X	
Multiple Dependent	-3** =	X	

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 88	2201 43	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1204 88	2204 43	** Reissue independent claims over original patent
1205 18	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$)

\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,620	1812 2,620	For filing a request for <i>ex parte</i> reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply within first month	55
1252 420	2252 210	Extension for reply within second month	
1253 960	2253 475	Extension for reply within third month	
1254 1,460	2254 740	Extension for reply within fourth month	
1255 2,010	2255 1,005	Extension for reply within fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - unintentional	
1501 1,330	2501 665	Utility issue fee (or reissue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1808 180	1808 180	Submission of Information Disclosure Stmt	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission after final rejection (37 CFR 1.129(a))	
1810 770	2810 385	For each additional invention to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination of a design application	
Other fee (specify) 2814 Terminal Disclaimer			55

\*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$ 110.00)

## SUBMITTED BY

(Complete if applicable)

Name (Print/Type)	Barbara B. Courtney	Registration No. (Attorney/Agent)	42,442	Telephone	408-236-6647
Signature	<i>Barbara B. Courtney</i>	Date	December 1, 2003		

**WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS.